

Akin Gump

STRATEGIC LITIGATION & RESOLUTION

APPLICATION GRANTED

SO ORDERED 

VERNON S. BRODERICK

U.S.D.J. 10/11/2018

October 10, 2018

VIA ECF

The Honorable Vernon S. Broderick
United States District Court
Southern District of New York
Thurgood Marshall United States Courthouse
40 Foley Square
New York, NY 10007

Re: MDL 1358 / MTBE, New Jersey Department of Environmental Protection, et al. v. Atlantic Richfield Co., et al., No. 1:08-cv-00312-VSB

Dear Judge Broderick:

We represent newly-added defendants Lukoil North America LLC, Lukoil Pan Americas, LLC, and PJSC Lukoil (“newly-added Lukoil Defendants”), which entities were added as Defendants in the above-referenced litigation by the Court’s Order of September 28, 2018, granting leave to file a Fifth Amended Complaint.

The newly-added Lukoil Defendants respectfully request an extension of time through November 30, 2018, in which to answer, move or otherwise respond to the Fifth Amended Complaint.

Existing Defendants Lukoil Americas Corporation and Getty Petroleum Marketing Inc., represented by Matthew G. Parisi of Bleakley Platt & Schmidt, LLP, join in this request for an extension.

We have conferred with counsel for Plaintiff, and they have no objection to this extension.

The Parties have signed the enclosed stipulation, and we respectfully request your signature on the enclosed “Stipulation and [Proposed] Order.”

Respectfully,



Katherine M. Katchen

Akin Gump
STRAUSS HAUER & FELD LLP

cc: All Counsel of Record (via LNFS)

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

*In Re: Methyl Tertiary Butyl Ether ("MTBE")
Products Liability Litigation*

**Master File No. 1:00 – 1898
MDL 1358 (VSB)**

This Document Relates to:

*New Jersey Department of Environmental Protection, et al. v.
Atlantic Richfield Co., et al., No. 1:08-CV-00312-VSB*

STIPULATION AND [PROPOSED] ORDER

On or about September 28, 2018, the Court granted Plaintiffs' Unopposed Motion for Leave to File a Fifth Amended Complaint;

IT IS HEREBY STIPULATED AND AGREED by and between Plaintiff, newly-added Defendants Lukoil North America LLC, Lukoil Pan Americas, LLC, and PJSC Lukoil (collectively the "newly-added Lukoil Defendants"), and existing Defendants Lukoil Americas Corporation and Getty Petroleum Marketing Inc., that the newly-added Lukoil Defendants, Lukoil Americas Corporation and Getty Petroleum Marking Inc. shall have until November 30, 2018 in which to answer, move or otherwise respond to the Fifth Amended Complaint.

Dated: October 10, 2018

AGREED TO BY:

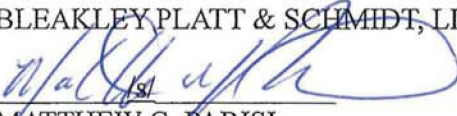
AKIN GUMP STRAUSS HAUER & FELD LLP


KATHERINE M. KATCHEN
Two Commerce Square
2001 Market Street, Suite 4100
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(215) 965-1200
Counsel for Newly-Added Lukoil Defendants

MILLER & AXLINE, P.C.

/s/
DUANE C. MILLER
MICHAEL AXLINE
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Sacramento, CA 95825
(916) 488-6688
Counsel for plaintiff

BLEAKLEY PLATT & SCHMIDT, LLP


MATTHEW G. PARISI
One North Lexington Avenue
White Plains, NY 10601
(914) 949-2700
Counsel for Lukoil Americas Corporation & Getty Petroleum Marketing Inc.

SO ORDERED,

Dated: _____, 2018

HON. VERNON S. BRODERICK

AGREED TO BY:

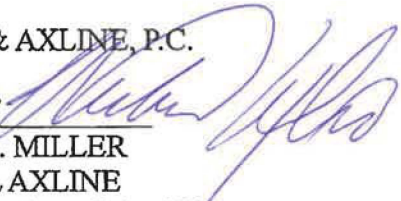
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Counsel for plaintiff

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/s/
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White Plains, NY 10601
(914)949-2700

Counsel for Lukoil Americas Corporation & Getty Petroleum Marketing Inc.

SO ORDERED,

Dated: _____, 2018

HON. VERNON S. BRODERICK